

**BOROUGH OF PENNINGTON
RESOLUTION 2022 – 7.4**

**RESOLUTION AUTHORIZING PURCHASE AND INSTALLATION OF WOODEN FENCE
UNDER STATE CONTRACT AND FURTHER
AUTHORIZING THE USE OF OPEN SPACE FUNDS FOR THIS PURCHASE**

WHEREAS, the Borough of Pennington acquired a parcel of land behind the Tollgate Elementary School as Open Space; and

WHEREAS, the Borough plan for this parcel is to develop an Arboretum; and

WHEREAS, an Arboretum Committee was formed and they have identified the need to install a fence around the perimeter of the property; and

WHEREAS, the desired fence is available under State Contract (T0640-A88679); and

WHEREAS, the Superintendent of Public Works has obtained a quote for the fence materials and installation of the fence from EB Fence, LLC, 23 Red Fox Trail, Sicklerville, NJ 08081; and

WHEREAS, EB Fence, LLC is a qualified vendor under the aforesaid State Contract and its proposal is consistent with the State Contract; and

WHEREAS, the proposed purchase and installation of fence by EB Fence, LLC is subject to all the terms and conditions of the aforesaid State Contract; and

WHEREAS, a copy of the proposal from EB Fence, LLC in the amount of \$11,632.58, is attached to this Resolution; and

WHEREAS, purchase and installation of the fence under State Contract as proposed conforms with the Local Public Contracts Law and does not require further public bidding; and

WHEREAS, Pennington citizens have authorized the creation of an Open Space Trust Fund in accordance with N.J.S.A. 40:12-15.7, which authorizes use of such funds for, among other things, development and maintenance of lands acquired for recreation and conservation purposes, as determined by the governing body of the municipality;

WHEREAS, the Chief Financial Officer has certified that funds are available in the Open Space Fund for this purchase;

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Pennington that the purchase and installation of a wooden fence for the Arboretum located behind Toll Gate School pursuant to the attached proposal from EB Fence, LLC is hereby authorized, and the Chief Financial Officer and Borough Clerk are further authorized to execute such purchase orders and other documents as are needed to effectuate the purchase.

Record of Council Vote on Passage

COUNCILMAN	AYE	NAY	N.V.	A.B.	COUNCILMAN	AYE	NAY	N.V.	A.B.
Angarone					Gross				
Chandler					Marciante				
Gnatt					Stern				

This is to certify that the foregoing is a true copy of a Resolution adopted by the Borough Council of the Borough of Pennington at a meeting on July 5, 2022.

Elizabeth Sterling, Borough Clerk